

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

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DARRELL WILSON,

Plaintiff,

v.

JOHN KERESTES, et al.,

Defendants.

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Civil Action No. 3:13-CV-3076

(Judge Kosik)

**ORDER**

AND NOW, THIS 12<sup>th</sup> DAY OF FEBRUARY, 2015, IT IS HEREBY ORDERED  
THAT:

(1) The Report and Recommendation (Doc. 10) of Magistrate Judge Thomas M. Blewitt  
is **ADOPTED**;

(2) Plaintiff's claim for compensatory damages against Defendants in their official  
capacities is **DISMISSED WITH PREJUDICE**;

(3) Plaintiff's claim for punitive damages against Defendants in their official capacities is  
**DISMISSED WITH PREJUDICE**;

(4) Plaintiff's First Amendment right of access to the courts claim is **DISMISSED  
WITH PREJUDICE**;

(5) Plaintiff's Fourteenth Amendment Due Process claim against Defendants is  
**DISMISSED WITH PREJUDICE**;

(6) Plaintiff's defamation of character claim against Defendants is **DISMISSED WITH  
PREJUDICE**;

(7) Plaintiff's First Amendment retaliation claim against Defendants Luquis, Muick, Corbacio, Miller, Lewis, and Kerestes is **DISMISSED WITH PREJUDICE**;

(8) Plaintiff's First Amendment retaliation claim will **PROCEED** against Defendants Mayer and Bisel;

(9) Plaintiff's Motion for Leave to Proceed In Forma Pauperis (Doc. 2) is **GRANTED**;  
and

(10) The Clerk of Court is directed to **REMAND** this case to a Magistrate Judge for further proceedings consistent with this Order.

s/ Edwin M. Kosik  
Edwin M. Kosik  
United States District Judge